UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

DENNIS O'BRIEN, and wife KAYE O'BRIEN Plaintiffs, **CIVIL ACTION NO: 2:12CV0117** v. NEW ENGLAND COMPOUNDING * PHARMACY, INC. d/b/a NEW ENGLAND JUDGE SHARP **COMPOUNDING CENTER (NECC);** * MEDICAL SALES MANAGEMENT, INC; **AMERIDOSE, LLC;** GREGORY CONIGLIARO, individually and d/b/a the above named business organizations; * BARRY CADDEN, individually and d/b/a the above named business organizations; * LISA CONIGLIARO CADDEN, individually * and d/b/a the above named business organizations: CARLA CONIGLIARO, individually and d/b/a * the above named business organizations; and

MOTION TO RESET INITIAL CASE MANAGEMENT CONFERENCE

*

*

DOUGLAS CONIGLIARO, individually and

Defendants.

d/b/a the above named business organizations;

COME NOW Plaintiffs and move the court to reset the Initial Case Management Conference which is currently set for February 4, 2013 at 11:45 a.m. in Cookeville, TN (Document 3). The court filed the Notice regarding the above on December 14, 2012 before multiple Defendants requested an enlargement of time to file responsive pleadings. The court has now granted multiple Defendants until February 18, 2013 to file responsive pleadings (Document 16).

Since Plaintiffs will not have the opportunity to examine the multiple Defendants responsive pleadings prior to January 28, 2013 (the date Plaintiffs' counsel is currently scheduled to file a proposed case management order), Plaintiffs request the court to reset the Initial Case Management Conference at least two weeks after the February 18, 2013, deadline set for Defendants to file responsive pleadings.

Further, Plaintiffs have no objection to the Initial Case Management Conference being held in Nashville since it is closer for all attorneys who would be attending the Case Management Conference.

WHEREFORE, Plaintiffs request the court to reset the Initial Case Management Conference to a date in March 2013 for the above stated reasons.

Date: January 23, 2013.

Respectfully submitted, MIKE WALKER

/s/Mike Walker_

Mike Walker (BPR # 011175)
Attorney for Plaintiff
5511 Edmondson Pike; Suite 203
Nashville, Tennessee 37211
(615) 832-2150
(615) 833-5394 Fax
mike@lawmike.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF).

Jim A. Beakes, Esq.
Counsel for Defendant Ameridose, LLC
Buttler, Snow, O'Mara, Stevens & Cannada, PLLC
1200 One Nashville Place
150 Fourth Avenue, North
Nashville, TN 37219-3422

Brigid M. Carpenter Carrie W. McCutcheon Counsel for Defendant Medical Sales Management, Inc. & Individually Named Defendants Baker Donelson Center, Suite 800 211 Commerce Street Nashville, TN 37201

Emily T. Landry Quinn N. Carlson Counsel for Defendant Medical Sales Management, Inc. & Individually Named Defendants First Tennessee Building, 20th Floor 165 Madison Avenue Memphis, TN 38103

This 23rd day of January, 2013.

/s/ Mike Walker